

# In the Court of Appeals of the State of Alaska

**Sherrie I. Wilson,**

Appellant,

v.

**State of Alaska,**

Appellee.

)  
) Court of Appeals No. **A-13318**  
)

## **Order**

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)  
) Date of Order: **April 22, 2019**  
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Trial Court Case # **3AN-11-08618CI**

The Appellant, Sherrie Wilson, previously moved to waive the filing fee for her appeal. This case, a prisoner's civil appeal against the State of Alaska, is governed by the provisions of AS 9.19. Under AS 9.19.010(d), even when a prisoner cannot afford to pay the normal filing fee, the filing fee must be at least 20 percent of (1) the average monthly amount of deposits to the prisoner's account during the preceding six months or (2) the average monthly balance of the prisoner's account during the preceding six months, whichever is greater.

Based on the financial information provided to the Court, the Court ordered Ms. Wilson to pay the greater figure, which was twenty percent of the average monthly balance of the prisoner's account: \$155.53. The Court then, as is its practice, rounded the minimum filing fee up to the nearest 25 cents. Hence, Ms. Wilson's was ordered to pay a filing fee of \$155.75.

The Appellant's attorney, Douglas O. Moody, recently notified the Court that there was a significant error in the financial information provided to the

Court. After reviewing that information, the Court agrees with Mr. Moody. Based on the new information, Ms. Wilson is responsible for paying the average monthly amount of deposits to the prisoner's account during the preceding six months — \$71.53. Rounding the minimum filing fee up to the nearest 25 cents, Ms. Wilson's corrected filing fee is \$71.75.

**IT IS ORDERED:**

The Clerk's Office shall issue a Corrected Order, directing Ms. Wilson to pay a reduced filing fee of **\$71.75**. This fee is due on or before **June 3, 2019**. If there is good reason, the Court may grant an extension of this deadline. If Ms. Wilson fails to pay the filing fee within the time allowed, this appeal will be rejected for filing and this case will be closed.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts

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M. Johnson, Deputy Clerk

**Distribution:**

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